From: McCay, Joseph

To: 'Microsoft.atr(a)usdoj.gov'

Date: 12/17/01 12:43pm **Subject:** The Microsoft Case.

I believe the current proposed solution does nothing to stop Microsoft's behavior. Even during the court case, Microsoft has continued the practices of pushing there monopoly. They have been slapping the court in the face. Recent examples of this would be Windows XP. Windows XP includes the MSN (Microsoft's equivalent to AOL) built into the operating system. They are trying to force AOL, Prodigy, et. al. out of business with the same tactics that have been ruled a violation of the Antitrust clause. They continually show complete disregard for the courts of the United State of America and the people prosecuting them. If you take a closer look at Windows XP, I am sure you will find many problems. Please reconsider you stance against Microsoft and move forward with harsher penalties that will actually force Microsoft to change their ways.

Microsoft is stifling innovation. They have never really been innovative. They only "borrow" open source code that doesn't require changes that are made to be open source too (BSD style licenses), and they "embrace and extend" open standards to prevent a standard from gaining any momentum. The embrace the standard, and then they add proprietary technology that only they can use. I am sure you will find more if you start looking.

Thank you for your time.

Joseph L. McCay